

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

STEVEN NOVIA, individually and on behalf
of all others similarly situated,

Plaintiff

v.

MOBIZ INC.; HARRIS BROTHERS OF
MICHIGAN, INC.,

Defendants.

Civil Action No. 1:25-cv-11036-AK

**DECLARATION OF JOHN J. BUTTS IN SUPPORT OF
DEFENDANT MOBIZ INC.'S MOTION TO DISMISS**

I, John J. Butts, hereby declare under penalty of perjury as follows:

1. I am a partner with the firm Wilmer Cutler Pickering Hale and Dorr LLP and one of the counsel representing Mobiz Inc in the above-captioned matter. I am an attorney licensed to practice in the Commonwealth of Massachusetts. I am over the age of eighteen and have personal knowledge of, and am competent to testify about, the factual matters asserted herein. If called as a witness, I could and would competently testify thereto. I submit this Declaration in support of Mobiz Inc.'s Motion to Dismiss the Amended Complaint.

2. Attached as Exhibit A is a true and correct copy of Mobiz's Terms and Conditions of Use, available at <https://www.getmobiz.com/terms-and-conditions-of-use>.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 3rd day of July, 2025, in Boston, Massachusetts.

/s/ John J. Butts
John J. Butts